

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: By **CHAIRMAN SCOTT MENDENHALL**, on March 14, 2005
at 3:00 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Scott Mendenhall, Chairman (R)
Rep. Jill Cohenour, Vice Chairman (D)
Rep. Bernie Olson, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Bob Bergren (D)
Rep. George Golie (D)
Rep. Larry Jent (D)
Rep. Jim Keane (D)
Rep. Monica Lindeen (D)
Rep. Gary MacLaren (R)
Rep. Bruce Malcolm (R)

Members Excused:

Rep. John Balyeat (R)

Members Absent: None.

Staff Present: Kyanne Kelly, Committee Secretary
Leanne Kurtz, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 765, 3/9/2005; SB 487, 3/9/2005;
SJ 22, 3/9/2005; SB 174, 3/9/2005
Executive Action: SB 164, SB 304, SB 318, SB 369

HEARING ON HB 765

Opening Statement by Sponsor:

REP. RICK MAEDJE (R), HD 2, opened the hearing on HB 765, Permits for rock removal on highway right-of-way on federal land.
00:02:31

Proponents' Testimony:

00:05:44 Jed Fitch, Trial Lawyers Association

Opponents' Testimony: None

Informational Testimony:

00:07:50 John Blacker, Department of Transportation

Questions from Committee Members and Responses:

00:09:11

Closing by Sponsor:

00:15:43

HEARING ON SB 487

Opening Statement by Sponsor:

SEN. GERALD PEASE (D), SD 21, opened the hearing on SB 487, Revise laws on school bus safety.
00:17:22

Proponents' Testimony:

00:19:44 Ali Bovington, Department of Justice

[EXHIBIT \(trh56a01\)](#)

00:24:30 Bud Williams, Office of Public Instruction

00:27:44 Bob Vogel, Montana School Board Association

00:28:20 Mike Tooley, Montana Highway Patrol

00:29:11 Buffy Woodring, School Bus Drive from Townsend

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:29:56

Closing by Sponsor:

00:51:17

HEARING ON SJ 22

Opening Statement by Sponsor:

SEN. GERALD PEASE (D), SD 21, opened the hearing on **SJ 22**, Urge passage of well-funded highway bill.
00:53:57

Proponents' Testimony:

00:55:00 Jim Currie, Department of Transportation

00:58:53 Spook Stang, Motor Carriers Association

EXHIBIT(trh56a02)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:02:50

Closing by Sponsor:

01:07:31

HEARING ON SB 174

Opening Statement by Sponsor:

SEN. SAM KITZENBERG (R), SD 18, opened the hearing on **SB 174**, Require examiner to administer scheduled motor vehicle driver's license exam.
01:09:33

Proponents' Testimony:

01:12:18 Brittni Cromwell, Self from Scobey

01:13:33 Carol Rider, Self from Scobey

01:14:16 Elair Wahl, Self from Scobey

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:18:07

Closing by Sponsor:

01:26:23

EXECUTIVE ACTION ON SB 164

Motion: REP. OLSON moved that SB 164 BE CONCURRED IN.

Discussion:

01:45:39

Without objection REP. OLSON withdrew his motion.

EXECUTIVE ACTION ON SB 304

Motion: REP. OLSON moved that SB 304 BE CONCURRED IN.

Discussion:

01:46:53

Vote: Motion failed 5-7 by roll call vote with REP. BERGREN, REP. COHENOUR, REP. GOLIE, REP. KEANE, and REP. LINDEEN voting aye. REPS. BERGREN, BALLYEAT AND KEANE voted by proxy.

Motion/Vote: REP. MALCOLM moved that SB 304 BE TABLED AND THE VOTE REVERSED. Motion carried by voice vote.

EXECUTIVE ACTION ON SB 318

Motion: REP. OLSON moved that SB 318 BE CONCURRED IN.

Discussion:

01:52:11

[EXHIBIT](#)(trh56a03)

Without objection REP. OLSON withdrew his motion.

EXECUTIVE ACTION ON SB 369

Motion: REP. OLSON moved that SB 369 BE CONCURRED IN.

Motion/Vote: REP. OLSON moved that SB 369 BE AMENDED. Motion carried unanimously by voice vote. REPS. BERGREN, BALLYEAT AND KEANE voted by proxy.

[EXHIBIT](#)(trh56a04)

Motion/Vote: REP. OLSON moved that SB 369 BE CONCURRED IN AS AMENDED. Motion carried unanimously by voice vote. REPS. BERGREN, BALLYEAT AND KEANE voted by proxy. REP. KEANE to carry.

ADJOURNMENT

Adjournment: 5:00 P.M.

REP. SCOTT MENDENHALL, Chairman

KYANNE KELLY, Secretary

SM/kk

Additional Exhibits:

EXHIBIT ([trh56aad0.TIF](#))